

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6054 of 1986

For Approval and Signature:

Hon'ble MR.JUSTICE N.N.MATHUR

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

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THE CHILODA GRAM PANCHAYAT .

Versus

STATE OF GUJARAT & ORS. .

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Appearance:

Mr S P Parmar for Petitioner

MR AD PADIVAL for Respondent No. 1

Ms. Harsha Devani for the State

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CORAM : MR.JUSTICE N.N.MATHUR

Date of decision: 26/08/96

ORAL JUDGEMENT

In pursuance of the order dated 20.3.1996, Mr P G Trivedi, Deputy Secretary, Department of Revenue is pppresent in the Court. Learned AGP under the instructions of the officer present in the court submits that the impugned Notifications dated 7.12.1979 and 9.9.1983 are likely to be withdrawn. It is said that there is encroachment on the road. If it is so, in my

view, the direction for regularisation deserves to be considered for withdrawal. In view of this statement, this petition does not survive at this stage. However, keeping in view the fact that the members of the Chiloda Char Rasta Vypari Mandal are said to be in possession of the subject land since long and that there is an encroachment in violation of the provisions of Prevention of Ribbon Development Rules and further keeping in view the fact that certain persons from the oppressed class are to be settled, the Gram Panchayat, with the assistance of the State Government and the Town Planning Department, may prepare a scheme for regularisation and settlement of all persons concerned, keeping in view the required width of the road.

2. With these observations, this Special Civil Application is disposed of. Rule discharged.

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